### UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

In Re "A Million Little Pieces Litigation"

MDL Docket No. 1771

THIS DOCUMENT RELATES TO ALL ACTIONS

# "A MILLION LITTLE PIECES" PLAINTIFFS' GROUP'S NOTICE OF MOTION FOR CONSOLIDATION AND APPOINTMENT OF CO-INTERIM CLASS COUNSEL

PLEASE TAKE NOTICE that Plaintiffs Marcia Vedral, Michele Snow, Diane Marolda, Sara Brackenrich, Jimmy Floyd, Jill Giles, Pilar More, Stuart Oswald, Shera Paglinawan, and Ann Marie Strack (hereinafter "AMLP Plaintiffs' Group," "Movant" or collectively "Plaintiffs") by and through their counsel, will hereby move this Court, on a date and at such time as may be designated by the Court, for an Order (attached hereto as Exhibit A): (i) consolidating for all purposes the above-captioned related actions pursuant to F.R.C.P. 42(a); (ii) approving Movant's selection of the law firm of Brodsky & Smith, LLC and Larry D. Drury, Ltd. to serve as Co-Interim Class Counsel pursuant to F.R.C.P. 23(g); and (iii) granting such other and further relief as the Court may deem just and proper. In support of this motion, Movant submits herewith a Memorandum of Law,

Declaration of Evan J. Smith, Esquire and Scott Frost, Esquire.

Dated: September 22, 2006 Respectfully submitted,

### LAW OFFICES OF THOMAS M. MULLANEY

By:/s/ Thomas M. Mullaney (TM4274)

Thomas M. Mullaney, Esquire 708 Third Avenue, Suite 2500 New York, NY 10017

Telephone: (212) 223-0800 Facsimile: (212) 661-9860

Liaison Counsel for Class and Attorneys for Plaintiff Diane Marolda

#### **BRODSKY & SMITH, LLC**

By: /s Evan J. Smith, Esquire (ES3254) Evan J. Smith, Esquire (ES3254) 240 Mineola Blvd. Mineola, NY 11501

Telephone: (516) 741-4977 Facsimile: (516) 741-0626

### [Proposed] Co-Interim Class Counsel and Attorneys for Plaintiff Michele Snow

Larry D. Drury, Esquire Larry D. Drury, Ltd. 205 W. Randolph Street, Suite 1430 Chicago, IL 60606

Telephone: (312) 346-7950 Facsimile: (312) 346-5777

## [Proposed] Co-Interim Class Counsel and Attorneys for Plaintiff Marcia Vedral

John H. Alexander, Esquire John H. Alexander & Associates, LLC 100 West Monroe, 21<sup>st</sup> Floor Chicago, IL 60602

#### Attorney for Plaintiff Marcia Vedral

[Additional Counsel Appear on Next Page]

Alan S. Ripka, Esquire Napoli Berm Ripka 115 Broadway New York, NY 10006 **Attorney for Plaintiff Jimmy Floyd** 

Thomas E. Pakenas, Esquire Dale and Pakenas 641 Lake Street, Suite 400 Chicago, Il 60661 **Attorney for Plaintiff Pilar More** 

Thomas A. Zimmerman, Jr., Esquire Zimmerman and Associates, P.C. 100 West Monroe, Suite 1300 Chicago, IL 60603 Attorney for Plaintiff Ann Marie Atrack

Michael David Myers, Esquire Myers & Company, P.L.L.C. 1809 Seventh Avenue, Suite 700 Seattle, WA 98101 Attorney for Plaintiffs Shera Paglinawan and Wendy Shaw

Scott C. Frost, Esquire Statman, Harris, Siegel & Eyrich, LLC 333 West Wacker Drive, Suite 1710 Chicago, IL 60606 Attorney for Plaintiff Jill Giles

John H. Alexander, Esquire John H. Alexander & Associates, LLC 100 West Monroe, 21<sup>st</sup> Floor Chicago, IL 60602 **Attorney for Plaintiff Marcia Vedral** 

Brian C. Witter, Esquire
DiTommaso Lubin
17 West 220, 22<sup>nd</sup> Street
Oakbrook Terrace, IL 60181
Attorneys for Plaintiff Sara Brackenrich